IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

NOTICE OF MOTION NO.2462 OF 2003
IN
INCOME TAX APPEAL (L) NO.787 OF 2003

The Commissioner of Income Tax
Mumbai City-II .. Appellant
V/s
Plasticotes Investments Pvt.Ltd. .. Respondent

Mr.P.S.Sahadevan i/by Mr.T.C.Kaushik for the Appellant.
Mr.Pankaj R.Toprani for the Respondent.

CORAM : DR.S.RADHAKRISHNAN &
V.C.DAGA, JJ.

DATE : 20th March, 2007.

P.C.:

1. Heard the learned Counsel for the parties. Perused the affidavit in support of the Notice of Motion. For the reasons stated therein, sufficient cause is made out for condonation of delay caused in filing the Appeal. There is no case of inaction, negligence or want of bonafide on the part of the Appellant. Hence, Notice of Motion is made absolute in terms of prayer clause (a).

2. Place the Appeal on board for admission on 16.04.2007.

3. The learned Counsel for the Appellant undertakes to serve the copy of the Memo of appeal on the Respondent and file an acknowledgement thereof in the office within a period of one week from today.

(V.C.DAGA, J.) (DR.S.RADHAKRISHNAN,J.)